

Shana Lazerow, State Bar No. 195491  
COMMUNITIES FOR A BETTER ENVIRONMENT  
1440 Broadway, Suite 701  
Oakland, California 94612  
Tel: (510) 302-0430  
Fax: (510) 302-0438

Attorneys for Plaintiff  
COMMUNITIES FOR A BETTER ENVIRONMENT

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

COMMUNITIES FOR A BETTER  
ENVIRONMENT, a California non-profit  
corporation;

Plaintiff,

vs.

ACTION METAL RECYCLING, INC., a  
California corporation

Defendant

Case No. C 07 02768 JCS

SUPPLEMENTAL JOINT CASE  
MANAGEMENT CONFERENCE  
STATEMENT AND PROPOSED ORDER

Judge: Hon. Joseph C. Spero

Case Mgmt. Conf. Date: November 30, 2007

Case Mgmt. Conf. Time: 1:30 p.m.

Pursuant to Local Civil Rule 16-10, Plaintiff Communities for a Better Environment (“CBE”), and Defendant Action Metal Recycling, Inc. (“Action Metal”), respectfully submit their Supplemental Case Management Conference Statement and Proposed Order.

1. The Parties have made the following progress since the last case management statement was filed:

The Parties have been working in good faith to reach a settlement of the action. Plaintiff sent Defendant a written settlement offer in August 2007. In November 2007, the Parties participated in a productive mediation session. The Parties have exchanged draft

SUPPLEMENTAL CASE MANAGEMENT STATEMENT  
Case No. C 07-02768 JCS

1 settlement documents, and believe they are making progress toward settlement. As a result,  
2 and in order to spare the costs and court time involved in discovery and motion practice, they  
3 have stipulated in principle to further extensions of the deadlines for responsive pleading and  
4 initial disclosures.

5 2. The Parties jointly request the Court to make the following Supplemental Case  
6 Management Order:

- 7 • The Parties shall exchange initial disclosures on January 4, 2008  
8 • Defendant shall file a responsive pleading on February 1, 2008.

9  
10 Dated: November 27, 2007 \_\_\_\_\_ /s/  
11 Shana Lazerow<sup>1</sup>  
12 Attorney for Plaintiff  
13 COMMUNITIES FOR A BETTER ENVIRONMENT

14 Dated: November 27, 2007 \_\_\_\_\_ /s/  
15 W. Lee Smith  
16 TRUTANICH MICHEL, LLP  
17 Attorney for Defendant  
18 ACTION METAL RECYCLING, INC

19 **IT IS SO ORDERED.**

20 Date: \_\_\_\_\_  
21 Honorable Joseph C. Spero  
22 United States Magistrate Judge  
23  
24  
25  
26

27 \_\_\_\_\_  
28 <sup>1</sup> As the filing attorney, I certify that counsel for Action Metal has authorized me to file this document with his signature. Pursuant to General Order 45 IX, this action being designated for electronic filing, the above document is deemed served on Defendant upon filing via the ECF.